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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION TWO

THE PEOPLE,

Plaintiff and Respondent,

v.

LEON ANTHONY LOWE,

Defendant and Appellant.

E072351

(Super.Ct.No. RIF1302404)

OPINION

APPEAL from the Superior Court of Riverside County. John D. Molloy, Judge.
Affirmed.

Kevin J. Lindsley, under appointment by the Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.

On March 1, 2019, defendant and appellant, Leon Anthony Lowe, filed a request for resentencing pursuant to Senate Bill No. 620 (Sen. Bill No. 620 (2017-2018 Reg.

Sess.) effective Jan. 1, 2018), which the court denied. After defendant filed a notice of appeal, this court appointed counsel to represent defendant.

Counsel has filed a brief under the authority of *People v. Wende* (1979) 25 Cal.3d 436 and *Anders v. California* (1967) 386 U.S. 738, setting forth a statement of the case and identifying one potentially arguable issue: whether the court erred when it denied defendant's petition for resentencing. We affirm.

I. PROCEDURAL BACKGROUND

On July 23, 2015, pursuant to a plea agreement, defendant pled guilty to attempted murder (count 1; §§ 664/187, subd. (a)) and admitted an allegation that he intentionally discharged a firearm in his commission of the count 1 offense (§ 12022.53, subd. (c)). On August 10, 2015, the court sentenced defendant to the low term of five years on the attempted murder conviction and a consecutive 20 years on the personal use of a firearm enhancement. Defendant never appealed the judgment.

II. DISCUSSION

We offered defendant an opportunity to file a personal supplemental brief, which he has not done. Pursuant to the mandate of *People v. Kelly* (2006) 40 Cal.4th 106, we have independently reviewed the record for potential error and find no arguable issues. (*People v. McDaniels* (2018) 22 Cal.App.5th 420, 424 [Sen. Bill No. 620 applies retroactively only to non-final judgments.].)

III. DISPOSITION

The judgment is affirmed.

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McKINSTER

Acting P. J.

We concur:

CODRINGTON

J.

MENETREZ

J.